

2003 SENATE BILL 172

May 21, 2003 – Introduced by Senators SCHULTZ, S. FITZGERALD and BRESKE, cosponsored by Representatives KREIBICH, GARD, JENSEN, HUEBSCH, GRONEMUS, SCHNEIDER, JESKEWITZ, WARD, FREESE, PETTIS, MCCORMICK, OTT, SERATTI, SUDER, SHILLING, WASSERMAN, LOTHIAN, HAHN, GOTTLIEB, BALOW, OLSEN and BIES. Referred to Committee on Higher Education and Tourism.

1 **AN ACT** *to create* 36.25 (46) and subchapter V of chapter 39 [precedes 39.81] of
2 the statutes; **relating to:** requiring certain college students to be vaccinated
3 against or be informed about meningococcal disease.

Analysis by the Legislative Reference Bureau

This bill prohibits the University of Wisconsin System and all private colleges and universities in Wisconsin from permitting an undergraduate student to occupy a dormitory or residence hall unless: 1) the student provides proof that he or she has been vaccinated against meningococcal disease within 12 months of the initial occupancy of the dormitory or residence hall; or 2) the college or university has provided detailed information on the risks associated with meningococcal disease and the availability and effectiveness of vaccines against the disease and the student (or his or her parent or guardian, if the student is a minor) affirms that he or she has reviewed the information and has chosen not to be vaccinated.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 36.25 (46) of the statutes is created to read:

SENATE BILL 172**SECTION 1**

1 36.25 **(46)** MENINGOCOCCAL DISEASE. The board may not permit an
2 undergraduate student to occupy a dormitory or residence hall unless one of the
3 following occurs:

4 (a) The student submits proof to the appropriate campus office that he or she
5 has been vaccinated against meningococcal disease within 12 months of his or her
6 initial occupancy of a dormitory or residence hall. After this initial proof of
7 vaccination is provided, the student is not required to provide proof for subsequent
8 occupancies. Proof of vaccination shall include documentation from the health care
9 provider who administered the vaccination or shall include a statement signed by the
10 student or, if the student is younger than 18 years of age, by the student's parent or
11 guardian, that specifies the date on which the vaccination was administered and the
12 health care provider who administered the vaccination or the facility at which the
13 vaccination was administered.

14 (b) The board provides detailed information on the risks associated with
15 meningococcal disease and the availability and effectiveness of vaccines against the
16 disease to the student, if he or she is at least 18 years old, or to the student's parent
17 or guardian, if the student is a minor, and the individual who is provided the
18 information affirms that he or she has reviewed the information and has chosen not
19 to be vaccinated or has chosen not to have the minor vaccinated. Once the individual
20 so affirms, the board is not required to obtain subsequent affirmations.

21 **SECTION 2.** Subchapter V of chapter 39 [precedes 39.81] of the statutes is
22 created to read:

CHAPTER 39**SUBCHAPTER V**

SENATE BILL 172

PRIVATE COLLEGES AND

UNIVERSITIES

39.81 Meningococcal disease. A private college or university may not permit an undergraduate student to occupy a dormitory or residence hall unless one of the following occurs:

(1) The student submits proof to the college or university that he or she has been vaccinated against meningococcal disease within 12 months of his or her initial occupancy of a dormitory or residence hall. After this initial proof of vaccination is provided, the student is not required to provide proof for subsequent occupancies. Proof of vaccination shall include documentation from the health care provider who administered the vaccination or shall include a statement signed by the student or, if the student is younger than 18 years of age, by the student's parent or guardian, that specifies the date on which the vaccination was administered and the health care provider who administered the vaccination or the facility at which the vaccination was administered.

(2) The college or university provides detailed information on the risks associated with meningococcal disease and the availability and effectiveness of vaccines against the disease to the student, if he or she is at least 18 years old, or to the student's parent or guardian, if the student is a minor, and the individual who is provided the information affirms that he or she has reviewed the information and has chosen not to be vaccinated or has chosen not to have the minor vaccinated. Once the individual so affirms, the college or university is not required to obtain subsequent affirmations.

SECTION 3. Initial applicability.

